



Ms Khanyisa Qobo
The Competition Commission
Divisional Manager - Advocacy & Public Affairs

By Email

Your reference
Our reference V Parbhoo
Department/From Legal Services and Compliance
Telephone 012 522 2212
Fax 086521 2936
e-mail Vimla.Parbhoo@bmw.co.za
Date 08 December 2017
Subject **Automotive Code of Conduct (Code)**

Company

BMW
(South Africa) (Pty) Ltd.
Registration Number
1960/000196/07
A BMW Group Company

Address

PO Box 2955
Pretoria 0001

1 Bavaria Avenue
Randjespark Ext.17
Midrand 1685

Telephone

+27(0)12 522 3000

Facsimile

+27(0)12 522 2347

Internet

www.bmw.co.za

Board of Directors

*O Zipse
(Chairman)

**T J Abbott
(CEO South Africa
& Sub-Saharan Africa)

L M Fitzsimons
(Sales & Marketing)

C O Hector
(Human Resources)

*U O Höfer
(CFO South Africa
& Sub-Saharan Africa)

*S J Hülsenberg
(Technical & Logistics)

Z D Radebe
(Business Relations
Sub-Saharan Africa)

W Y Luhabe
(Non-Executive)

H C Mathebula
(Non-Executive)

* German
** British

Dear Ms Qobo,

We refer to the Competition Commission's request to BMW South Africa (BMW) for its individual input in respect of the Code. We appreciate and are grateful for the Commission's recognition of BMW as an important stakeholder in the process of developing the Code and by doing so, granting BMW an extended opportunity to deliver its individual response on the Code by 8 December 2017.

We have perused the Code and take note of the Commission's objective in the drafting of the Code. Further, as you are aware, BMW is a member of NAAMSA and as such, an industry submission was delivered to the Commission on 3 November 2017 in terms of which industry concerns were expressed in said submission.

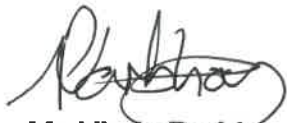
Understandably, BMW in its individual status as an OEM is also concerned about the impact of the Code. However, we appreciate that a process of constructive engagement is necessary and critical in the commentary of the Code. Therefore, after deliberate and measured consideration, we are of the view that a written submission would not do justice to sharing our concerns and input with the Commission as same may be too technical and will in any event warrant further discussion.

We understand that the Commission will be meeting with key stakeholders sometime in February 2018 and in this regard, we would like to request a meeting with the Commission in Feb 2018 so that BMW has an opportunity to meet face to face with the key individuals representing the Commission on this matter (we believe that you are one of the key individuals) and constructively engage with said key individuals and share our input. In this way, we can also include representatives from BMW who can speak to the matter with conviction including input from a global perspective and in this way, there is real time dialogue and productive engagement between the parties.

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The above having been said, we look forward to receiving a positive response from the Commission and remain available to meet and engage meaningfully on this matter.

Yours faithfully,
BMW (South Africa) (Pty) Ltd.



Ms Vimla Parbhoo
GENERAL MANAGER:
LEGAL SERVICES AND
COMPLIANCE



Ms Verusha Jeebodh
LEGAL ADVISOR:
COMPLIANCE